

DODGE DIVORCE IN FORCE A NEW

SO DODGE WILL APPEAL. THO' ANXIOUS TO MARRY AGAIN.

Morse's Counsel, on Their Part, Will Now Ask to Have the Decree Annulled Mrs. Dodge's Marriage to Morse Set Aside—Effect on Criminal Case.

Supreme Court Justice Truax decided yesterday that Mrs. Clemence C. Dodge-Morse's divorce from Charles F. Dodge should stand as valid and that the report of Referee William G. Davies, that Dodge had been duly served and had instructed Lawyer Mortimer A. Rucker to act as his counsel, should be confirmed.

The present status of the Dodge-Morse divorce muddle (pending appeal) is now as follows:

Mrs. Dodge's divorce from Charles F. Dodge, in 1899, is upheld. Therefore, her subsequent marriage to Charles W. Morse, the bank president, was valid. Therefore, the decree setting aside the Dodge divorce is invalid, as is also the interlocutory decree annulling Mrs. Dodge's marriage to Morse, which decree she obtained when her divorce was annulled. In rendering his decision Justice Truax said:

The evidence shows very clearly that the defendant, Charles F. Dodge, authorized Mortimer A. Rucker to appear for him in this action. Motion to set aside the order vacating the decree setting aside the judgment herein is granted.

Dodge swore that he had never been served in the action and knew nothing of it. Since the proceedings have become tainted both in the newspapers and in the District Attorney's office, Dodge has kept away from the New York jurisdiction. He has been indicted here for perjury, and is at present in Texas, defying extradition proceedings and relying upon illimitable funds from an unknown source.

A. H. Hummel, who represented Dodge in the action, is not satisfied with Justice Truax's decision. He said yesterday: "As I have stated from the onset, the entire matter is one which should be decided by the Appellate Division of our Supreme Court. It is now in a position for such appeal, and this tribunal's last judicial resort will have to determine whether the divorce was collusive, which fact has not yet been decided."

Mr. Dodge has been described as desirous of marrying again; nevertheless, desiring to have his divorce annulled, Samuel Untermyer, counsel for Morse, made the following statement: "The decision is just what I expected, and it practically ends the civil litigation. The next step will be to make application to set aside the interlocutory decree annulling the Morse marriage. This application will be made as soon as the papers in the divorce are filed. How will Justice Truax's decision affect the Dodge perjury case? Mr. Untermyer was asked:

"It will weaken it materially. I should think you notice the decision doesn't say that Dodge was served personally, but that he authorized the appearance of an attorney."

If the interlocutory decree is set aside the relations of Mr. Morse and Mrs. Dodge-Morse as man and wife will be restored without another marriage ceremony. In other words, the relations of Mr. and Mrs. Morse will be just as they were before Dodge applied to have his divorce annulled. How will Justice Truax's decision affect the Dodge perjury case? Mr. Untermyer was asked:

NEW HEAD OF FORDHAM COLLEGE

Father John J. Collins Succeeds the Rev. G. A. Pettit, Who Goes to St. Andrew's.

The Rev. John J. Collins, S. J., was appointed president of St. John's College, Fordham, yesterday, succeeding the Rev. George A. Pettit, S. J., who has been made president of the novitiate and college of St. Andrew-on-Hudson. The announcement comes from Rome, through Father Thomas J. Gannon, S. J., provincial of the order in this part of the United States.

Father Collins is a native of Kentucky, and was educated at Mount St. Mary's, Emmitsburg, Md. He joined the Jesuits in 1877, and has taught at Holy Cross, Fordham, and at Kingston, Jamaica. For the last three years he has been a member of the mission band. Father Collins is 46 years old, a ripe scholar and eloquent preacher.

CITY FATHERS EUCURED

By Major Woodbury, Who'll Get His \$370,000 Stable Without Their Leave.

Street Cleaning Commissioner Woodbury will get his \$370,000 stable in Brooklyn despite the avowed intention of the Tammany members of the Aldermen's finance committee to kill the appropriation.

A resolution providing the money asked for by Major Woodbury was passed by the Board of Estimate in the last week of February. It was sent to the Aldermen, who, under the Charter, must pass on all bond issues within six weeks. The Aldermen sent the resolution to their Finance Committee, which decided at first to report it unfavorably, then to wait until the Aldermen in whose district the stable is to be built could be heard. Last week there was no meeting of the Aldermen or of the committee. Yesterday Commissioner Woodbury contended that the time allowed for the Finance Committee to pass upon the appropriation expired on Saturday and it had become effective without their sanction. Corporation Counsel Delay agreed with him, and the Commissioner can now begin the building of the "chateau" stable which for more than a year he has been trying to get.

PAJAMA POKER AT YALE.

Freshmen Who Lose Must Leave Their Clothes With the Winners.

NEW HAVEN, Conn., April 4.—It was learned to-day why many Yale students during recent weeks have mysteriously dashed out of Pierson Hall dormitory at all hours of the night with hardly enough clothing on to cover their hips and disappear in a nearby building where they room. Some of the freshmen who room in Pierson Hall have adopted a new penalty for those who lose in the poker games that are played by the freshmen. Instead of playing for money they stake their clothes, putting so much value on each garment. The game ends only when the first freshman has put up everything but his stockings. There is a pajama outfit in the room that he dons and then he goes home, leaving every stitch of his clothing in the room. Next day he comes back after the clothes.

\$100,000 FOR YALE.

And a Home for the University's Presidents Left by Ann Sophia Farnam.

NEW HAVEN, Conn., April 4.—By the will of Mrs. Ann Sophia Farnam, which was admitted to probate here to-day, Yale University receives bequests in securities amounting to \$100,000. Mrs. Farnam was the mother of Prof. Henry W. Farnam of Yale and of William W. Farnam, former treasurer of Yale. Her estate is valued at between \$100,000 and \$200,000. Her mansion in Hillhouse avenue, where Prof. Farnam resides, will go to Yale University for the future home of Yale's presidents upon the death of Prof. Farnam.



Scotch Madras

At "The Linen Store."

In this medium weight, stylish and durable fabric we display an unusually large assortment of designs in all white and color combinations—almost 500 in all—many of them showing the lustrous mercerized finish.

For Waistings, Shirts and Summer Dresses no other fabric is so deservedly popular.

Prices 25c. to 60c. per yd.

In addition, our Wash Goods Department is now showing a beautiful collection of Linen, Cotton, and Silk and Cotton fabrics of all kinds, including all the current novelties.

James McCutcheon & Co.

14 West Twenty-third St.

WIFE'S WILL DISOWNS FISH.

MADE ABOUT A MONTH BEFORE SHE DIED BY CHLOROFORM.

Signed "Alberta C. Suggett" and Leaves Whatever Property She Had Left to a Trust Company for Her Own Relatives—He Claims All in the House.

Mrs. Alberta C. Suggett, whom Capt. John Albert Fish, formerly of the British Army, claimed as his wife and who died from an overdose of chloroform in his and her apartments at 521 West 111th street on March 30, made a will in which she not only omitted to mention Capt. Fish, either as a legatee or otherwise, but disclaimed altogether the name of Fish, or "Fish," as she wrote it. The will, which was filed for probate yesterday, begins:

"I, Alberta C. Suggett, disregarding and not acknowledging the name of Fish, do hereby declare this to be my last will and testament."

The will was executed on Feb. 23, 1903. It leaves \$1,000 to the Mount Hope Cemetery, Rochester, N. Y., to "keep the Suggett and Tully plots in repair." Her picture, "Day Disappearing Night," goes to G. deS. Hamilton of Hapton House, Leamington, England. There is a legacy of \$500 to Lizzie Perkin, a maid, and the residuary estate is divided equally between her brothers, Albert Suggett and Albert L. Erwin, a cousin.

Mrs. Erwin teaches school in Public School 92, at Broome and Ridge streets. She lives at 60 West Tenth street. The Farmers' Loan and Trust Company is named as executor and trustee.

James H. Horan, of Turner, Rolston & Horan, counsel for the trust company, said last night that the only property owned by Mrs. Fish, so far as he had been able to find, in addition to the personal effects at her home, was a deposit of \$110 in the Lincoln Trust Company and a small account with the Hamilton Bank. She retained a safe deposit box in the Lincoln Trust Company. Its contents are unknown.

Mr. Horan said that he had notified Capt. Fish on Saturday that the trust company had a will made by Mrs. Fish and that, as executor, the company claimed possession of her property. Capt. Fish, according to Mr. Horan, declared that everything on the premises belonged to him. The contents of the will were not disclosed to him then, and he was left in virtual possession.

The will was witnessed by Eugene L. Bushe, who drew it, and by Henry W. Kirby, a clerk in his office.

Mrs. Fish, or Fish, or Miss Suggett met Capt. Fish, or Fish, in London about two years ago. It has been stated that she married him in Scotland on Sept. 2, 1902. In December last he caused the arrest of Inez Hyland on the charge of having misappropriated \$10,000 worth of jewelry belonging to his wife. Mrs. Fish subsequently had Fish arrested on a charge of grand larceny connected with the same jewelry. Miss Hyland was acquitted and Mrs. Fish dropped her charges against her husband. Fish has gone to Rochester, where he buried his supposed wife on Sunday.

LET'S COWARDLY DRIVER GO.

Magistrate Says He Can't Hold Man Who Drove On After Running Down a Boy.

When Charles Schmidt, the driver who ran over an Italian boy in Fifth avenue on Sunday afternoon, and drove on without stopping, was arraigned in the Jefferson Market police court yesterday, Magistrate Barlow said there was no way in which the law could touch him.

Samuel F. B. Morse, of the firm of D. J. Sully & Co., who pursued Schmidt in a cab and had him arrested, appeared in court and said:

"The accident was unavoidable, but this man never thought of turning around, and attempted to escape."

"I know what happened," said the Magistrate. "I know all about it. I have read it in the newspapers and I knew the case was coming up here. The man behaved like a blackguard and a coward, but although he was such a brute, the law can't touch him. I shall discharge him."

CAMP FOR GUARDSMEN.

Here Are the Dates for the Stay of the Organizations at Peekskill.

Field service for the New York National Guard will begin on Saturday, June 4, at Peekskill. Here are the dates for the several organizations will be on duty:

June 4 to 11.—Twenty-third Regiment, Squadron A, Troops B and C.

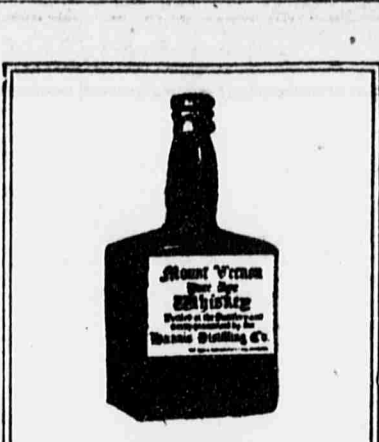
June 11 to 18.—Fourth and Forty-seventh regiments, Third Battery, and Seventeenth regiment, Second Battery.

June 18 to 25.—Eighty and Sixty-ninth regiments, and First Battery.

June 25 to July 2.—Ninth and Seventy-first regiments.

July 2 to 9.—Twelfth Regiment and Second Battery.

Brig-Gen. James McLeer of the Second Brigade will command the troops of his brigade on duty, and Gen. George Moore Smith of the First Brigade will be on duty with the troops of his brigade. Each organization will carry its own tents, erect its own camp, and cook its own rations, just as it would have to do if ordered into the field against an enemy. The mounted organizations will march to and from the camp.



Mount Vernon Pure Rye

COMMANDS the highest price of any whiskey in bottles, and is mainly used by people who want the best and are willing to pay the price. With this class it has a larger consumption than any other brand.

It always has the preference for medicinal use. Buy the distillery bottling in these SQUARE BOTTLES with distillers certificate of purity and original condition on each bottle.

At the Paris Exposition of 1900, Mount Vernon Whiskey was given the Gold Medal.

Cook & Bernheimer Co.

25c. per yd.

Value 50c.

Tussah Silk Mousselines.

Pongee or natural color.

30 inches wide.

25c. per yd.

Value 50c.

Twenty-third Street.

James McCreery & Co.

Cotton Dress Goods.

Imported Novelty Zephyr Cloths.

Plain, fleeced or Jacquard dot weaves.

Blue, green, grey and red.

25c. per yd.

Value 50c.

Tussah Silk Mousselines.

Pongee or natural color.

30 inches wide.

25c. per yd.

Value 50c.

Twenty-third Street.

James McCreery & Co.

Cotton Dress Goods.

Imported Novelty Zephyr Cloths.

Plain, fleeced or Jacquard dot weaves.

Blue, green, grey and red.

25c. per yd.

Value 50c.

Tussah Silk Mousselines.

Pongee or natural color.

30 inches wide.

25c. per yd.

Value 50c.

Twenty-third Street.

James McCreery & Co.

Cotton Dress Goods.

Imported Novelty Zephyr Cloths.

Plain, fleeced or Jacquard dot weaves.

Blue, green, grey and red.

25c. per yd.

Value 50c.

Tussah Silk Mousselines.

Pongee or natural color.

30 inches wide.

25c. per yd.

Value 50c.

Twenty-third Street.

James McCreery & Co.

Cotton Dress Goods.

Imported Novelty Zephyr Cloths.

Plain, fleeced or Jacquard dot weaves.

Blue, green, grey and red.

25c. per yd.

Value 50c.

Tussah Silk Mousselines.

Pongee or natural color.

30 inches wide.

25c. per yd.

Value 50c.

Twenty-third Street.

James McCreery & Co.

Cotton Dress Goods.

Imported Novelty Zephyr Cloths.

Plain, fleeced or Jacquard dot weaves.

Blue, green, grey and red.

25c. per yd.

Value 50c.

Tussah Silk Mousselines.

Pongee or natural color.

30 inches wide.

25c. per yd.

Value 50c.

Twenty-third Street.

James McCreery & Co.

Cotton Dress Goods.

Imported Novelty Zephyr Cloths.

Plain, fleeced or Jacquard dot weaves.

Blue, green, grey and red.

25c. per yd.

Value 50c.

Twenty-third Street.

James McCreery & Co.

Cotton Dress Goods.

Imported Novelty Zephyr Cloths.

Plain, fleeced or Jacquard dot weaves.

Special Trains to CALIFORNIA

ROUND TRIP \$50.00 FROM CHICAGO

Congenial Company. Stop-overs En Route.

Choice of Routes Returning.

Leave Chicago April 26 and 27 for San Francisco and Los Angeles, via the Chicago, Union Pacific and North-Western Lines. Low rates from all points. Stop-overs at Denver, Colorado Springs and Salt Lake, with personally conducted side trips at a minimum of expense. No extra charge for travel on these special trains. These low-rate tickets sold from Chicago April 25 to May 7, are also good on fast daily trains, including:

The Overland Limited

Solid through train, less than three days to the Coast, over the only double-track railway between Chicago and the Missouri River, and via the direct transcontinental route.

All agents sell tickets via this line.

For illustration of routes and booklets, write for literature to:

D. W. Aldridge, Gen'l Western Agent, C. & N. W. Ry., 461 Broadway, New York, N. Y.

A Savage wears the same

clothes all year round regardless of temperature. As a people become civilized they compromise with the climate.

Spring overcoats are due in New York. Ours run from the shortest, snappiest Coverts, to the longest Cravenettes good form allows.

All varieties of fashionable fabrics in suits and overcoats.

All varieties of smart Spring colorings.

A great variety of prices. We can highly recommend our \$15 coats. Better for more.

Our Haberdashery department will interest you. Some fine values in Underwear, Shirts, Neckwear, etc.

Hackett, Carhart & Co.

Three (34) Corner Thirteenth Street Broadway, 4th floor, 265 Near Chambers Street

Stores

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street

265 Near Chambers Street